

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS

MASHANTUCK BELL,

Plaintiff(s),

-against-

BLOOMIN' BRANDS INC. D/B/A  
OUTBACK STEAKHOUSE,

Defendant(s).

Plaintiff designates Kings County as the  
place of Trial.

The basis of the venue is plaintiff's  
residence.

SUMMONS

Plaintiff resides at  
881 Schenck Avenue 6B  
Brooklyn, NY 11207

**To the above named Defendant(s):**

YOU ARE HEREBY SUMMONED to answer the Complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance on the Plaintiff's Attorney within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint. In the event that Article 16 of the CPLR applies, this case falls within an exception to the same.

Dated: New York, New York  
February 20, 2024

Yours, etc.,  
BY

Mr. Thomas P. Markovits OF  
MIRMAN, MARKOVITS & LANDAU, P.C.  
Attorney for Plaintiff(s)

Office and Post Office Address  
291 Broadway - 6th Floor  
New York, New York 10007  
Tel. No.: (212) 227-4000  
File No.: 301701

NO SERVICE BY FAX ACCEPTED

Defendant(s)' Address(es):  
BLOOMIN' BRANDS INC. D/B/A OUTBACK STEAKHOUSE  
2202 N. West Shore Blvd. Suite 500  
Tampa, FL 33607

PLEASE FORWARD TO YOUR INSURANCE COMPANY

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS

MASHANTUCK BELL,

Plaintiff(s),

-against-

BLOOMIN' BRANDS INC. D/B/A OUTBACK  
STEAKHOUSE,

Defendant(s).

COMPLAINT

Plaintiffs, by their attorney, **MIRMAN, MARKOVITS & LANDAU, P.C.**, for their  
complaint against the Defendants, allege as follows:

AS AND FOR A FIRST CAUSE OF ACTION  
ON BEHALF OF MASHANTUCK BELL

1. Upon information and belief, at all the dates and times hereinafter mentioned, defendant Bloomin' Brands Inc. d/b/a Outback Steakhouse, owned premises known as 355 Gateway Drive, County of Kings, State of New York.
2. Upon information and belief, at all the dates and times hereinafter mentioned, defendant Bloomin' Brands Inc. d/b/a Outback Steakhouse operated premises known as 355 Gateway Drive, County of Kings, State of New York.
3. Upon information and belief, at all the dates and times hereinafter mentioned, the Defendant Bloomin' Brands Inc. d/b/a Outback Steakhouse controlled premises known as 355 Gateway Drive, County of Kings, State of New York.
4. Upon information and belief, at all the dates and times hereinafter mentioned, the Defendant Bloomin' Brands Inc. d/b/a Outback Steakhouse managed premises known as 355 Gateway Drive, County of Kings, State of New York.
5. Upon information and belief, at all the dates and times hereinafter mentioned, the Defendant Bloomin' Brands Inc. d/b/a Outback Steakhouse maintained premises known as 355 Gateway Drive, County of Kings, State of New York.



6. Upon information and belief, at all the dates and times hereinafter mentioned, the Plaintiff was lawfully upon and at the premises known as 355 Gateway Drive, County of Kings, State of New York.

7. On or about January 24, 2024, at the premises known as 355 Gateway Drive, County of Kings, State of New York, Plaintiff Mashantuck Bell was caused to be injured.

8. That the aforesaid injuries to plaintiff Mashantuck Bell occurred solely and wholly through the negligence of the defendants, their agents, servants and employees, in the ownership, leasing, operation, maintenance, control and management of their respective premises and more particularly premises known as 355 Gateway Drive, County of Kings, State of New York, although said defendants knew or should have known of the dangers and hazards there existing and nonetheless failed to remedy same.

9. As a result of the aforesaid, the Plaintiff was rendered sick, sore, lame and disabled, was caused to suffer great pain, was and is internally and externally injured, will continue to endure great pain and suffering, and has sustained and will continue to sustain special damages, all to Plaintiff's damage.

10. That as a result of the foregoing, the defendant acted recklessly and wantonly and without any regard to the safety of Plaintiff.

WHEREFORE, Plaintiff(s) demand judgment against the defendants BLOOMIN' BRANDS INC. D/B/A OUTBACK STEAKHOUSE on the First Cause of Action, Second Cause of Action and on the Third Cause of Action together with interest, costs and disbursements of this action. In the event that Article 16 of the CPLR applies, this case falls within an exception to the same.

Dated: New York, New York  
February 20, 2024

Yours, etc.,

MIRMAN, MARKOVITS & LANDAU, P.C.

Attorney for Plaintiff(s)

Office and Post Office Address

291 Broadway - 6th Floor

New York, New York 10007

Tel. No.: (212) 227-4000

File No.: 301701

NO SERVICE BY FAX ACCEPTED

SUPREME COURT OF THE STATE OF NEW YORK

COUNTY OF KINGS

---

MASHANTUCK BELL,

Plaintiff(s),

-against-

BLOOMIN' BRANDS INC. D/B/A OUTBACK STEAKHOUSE,

Defendant(s).

---

**SUMMONS & COMPLAINT**

**MIRMAN, MARKOVITS & LANDAU, P.C.**

291 Broadway - 6th Floor  
New York, New York 10007  
Tel. No. (212) 22-4000

---